

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3 JASON GUNN,

4 Plaintiff

5 v.

6 SEAN P. HILLIN, et al.,

7 Defendants

Case No.: 2:18-cv-01766-APG-NJK


**Order Accepting Report and
Recommendation and Dismissing Case**

[ECF No. 10]

8 Magistrate Judge Koppe recommended that I dismiss this case without prejudice because
9 plaintiff Jason Gunn did not file an amended complaint by the deadline of February 25, 2019.
10 ECF No. 10. Gunn did not file an objection to that recommendation. Thus, I am not obligated to
11 conduct a de novo review of the report and recommendation. 28 U.S.C. § 636(b)(1) (requiring
12 district courts to “make a de novo determination of those portions of the report or specified
13 proposed findings to which objection is made”); *United States v. Reyna-Tapia*, 328 F.3d 1114,
14 1121 (9th Cir. 2003) (en banc) (“the district judge must review the magistrate judge’s findings
15 and recommendations de novo *if objection is made*, but not otherwise” (emphasis in original)).

16 IT IS THEREFORE ORDERED that Judge Koppe’s report and recommendation (**ECF**
17 **No. 10**) **is accepted**. Plaintiff Jason Gunn’s complaint is DISMISSED without prejudice. The
18 clerk of the court is directed to close the file.

19 DATED this 11th day of April, 2019.

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21 
22 ANDREW P. GORDON
23 UNITED STATES DISTRICT JUDGE